IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 18946 of 2004

Between:

Ediga Jayalakshmi, W/o. Late E. Venkatanrayana,
Abbireddipalli, Venkatapuram, Dhone Mandal, Kurnool District.

..... PETITIONER

AND

1 The Joint Collector, Kurnool District.
2 The Revenue Divisinal Officer, Kurnool District.
3 The Mandal Revenue Officer, Dhone, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Certiorari call for the records pertaining to the proceedings Rc.B.941/2004 dt. 30-9-2004 issued by the 2nd respondent by declaring the same as illegal, arbitrary, mala fide and against the provisions of Sec.81(1) to Control Order 2001 and consequently direct the respondents to restore the authorisation of the petitioner by suspending impugned proceedings.

Counsel for the Petitioner: MR.K.V.RAGHU VEER

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court at the admission stage made the following:

ORDER:

Petitioner is an authorised dealer of the Fair Price Shop of Abbireddipalli, Venkataapuram, Dhone Mandal, Kurnool District. The authorisation of the petitioner has been cancelled by the Revenue Divisional Officer by order dated 30.09.2004. Aggrieved by the same, the petitioner preferred an appeal before the first respondent. Now, the grievance of the petitioner is that in spite of the fact that she preferred an appeal on 08.10.2004, no orders have been passed so far. Hence, this writ petition.

I have heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies appearing for the respondents.

Though the learned counsel for the petitioner raised various contentions assailing the order of cancellation, since the statutory appeal is pending, I am not inclined to express any opinion on merits. However, having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to dispose of the appeal filed by the petitioner pending on his file as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order.

It is made clear that till the disposal of the appeal by the first respondent, the respondents shall not make any permanent appointment in respect of the Fair Price Shop in question.

Accordingly, the writ petition is disposed of. No costs.

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13.10.2004

VGB

To

1 The Joint Collector, Kurnool District.
2 The Revenue Divisional Officer, Kurnool District.
3 The Mandal Revenue Officer, Dhone, Kurnool District.

4 2CCs to the Government Pleader for Civil Supplies, High Court

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